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Dkt. 0028/71160/JPW/BJA

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Veneta Hanson et al.  
Serial No.: 10/676,691  
Filed : September 30, 2003  
For : DIAGNOSTIC TEST FOR NEUROPSYCHIATRIC SYSTEMIC  
LUPUS ERYTHEMATOSUS

1185 Avenue of the Americas  
New York, New York 10036  
February 17, 2005

Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Arlington, VA 22313-1450

Sir:

AMENDMENT IN RESPONSE TO SEPTEMBER 17, 2004 NOTICE TO FILE  
MISSING PARTS OF NONPROVISIONAL APPLICATION - FILING DATE  
GRANTED - AND PETITION FOR THREE MONTH EXTENSION OF TIME

This Communication is submitted in response to the September 17, 2004 Notice to File Missing Parts of Application - Filing Date Granted issued by the United States Patent and Trademark Office in connection with the above-identified application. A response to this September 17, 2004 Notice was due November 17, 2004. Applicants hereby petition for a three month extension of time to respond. The fee for a three month extension of time for a small entity is FIVE HUNDRED TEN DOLLARS (\$510.00), and a check including this amount is enclosed. Applicants have previously established small entity status. With a three month extension of time a response is now due February 17, 2005. Accordingly, this Amendment is being timely filed.

The Notice to File Missing Parts of Application indicates that the oath or declaration is unsigned. Applicants attach hereto a copy of the Notice as **Exhibit A**. In response, applicants submit

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as **Exhibit B** hereto a signed Declaration and Power of Attorney pursuant to 37 C.F.R. §1.53(f). In compliance with 37 C.F.R. §1.63, the Declaration refers to the application's above-identified serial number and filing date.

The surcharge under 37 C.F.R. §1.16(e) for submitting the enclosed Declaration for a small entity is SIXTY FIVE DOLLARS (\$65.00), and a check including this amount is enclosed

The Notice to File Missing Parts of Application also indicates that the application fails to comply with 37 C.F.R. §§1.821-1.825.

In response, applicants attach hereto a paper copy Sequence Listing as **Exhibit C**, a Statement in accordance with 37 C.F.R. §1.821(f) as **Exhibit D**, and a computer readable format Sequence Listing as **Exhibit E**.

Applicants request that the Sequence Listing attached hereto be inserted into the application. Applicants maintain that the computer readable format Sequence Listing and paper copy Sequence Listing contain no new matter as required by 37 C.F.R. §1.821 and 37 C.F.R. §1.825.

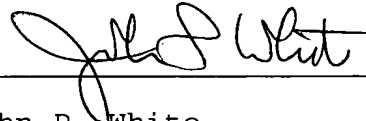
If a telephone interview would be of assistance in advancing prosecution of the subject application, applicant's undersigned attorney invites the Examiner to telephone him at the number provided below.

No fee, other than the total enclosed fee of \$575.00, including \$65.00 surcharge and \$510.00 for a three month extension to

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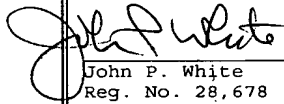
time, is deemed necessary in connection with the filing of this Amendment. However, if any other fee is required, authorization is hereby given to charge the amount of any such fee to Deposit Account No. 03-3125.

Respectfully submitted,



John P. White  
Registration No. 28,678  
Attorney for Applicants  
Cooper & Dunham LLP  
1185 Avenue of the Americas  
New York, New York 10036  
(212) 278-0400

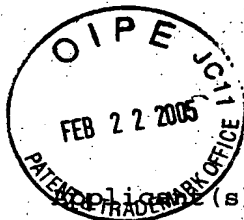
I hereby certify that this correspondence is being deposited this date with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450



2/17/05

John P. White  
Reg. No. 28,678

Date

Docket No. 0028/71160/JPW/BJAIN THE UNITED STATES PATENT AND TRADEMARK OFFICE

(s): Veneta Hanson et al.

Serial No. : 10/676,691 Examiner: \_\_\_\_\_

Filed : September 30, 2003 Group Art Unit: \_\_\_\_\_

For : DIAGNOSTIC TEST FOR NEUROPSYCHIATRIC SYSTEMIC

LUPUS ERYTHEMATOSUS

Mail Stop Amendment  
COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, VA 22313-1450

Date: February 17, 2005

Sir:

Transmitted herewith is an amendment to the above-identified application.

X Small entity status of this application under 37 C.F.R. §1.9 and §1.27 has been previously established.

\_\_\_\_\_ A verified statement to establish small entity status under 37 C.F.R. §1.9 and §1.27 is enclosed.

\_\_\_\_\_ No additional fee is required.

The filing fee is calculated as follows:

	Number after Amendment	Highest Number Previously Paid For <sup>1</sup>	Number of Extra Claims Presented	RATE			FEE	
				Small Entity	Other Entity		Small Entity	Other Entity
Total Claims	21 -	* 21 =	*** 0 X	\$25	\$50	=	0	
Independent Claims	4 -	** 4 =	*** 0 X	\$100	\$200	=	0	
Multiple Dependent Claim(s) Presented For First Time Yes <u>X</u> No				\$180	\$360	=	0	
				TOTAL ADDITIONAL FEE			\$ 0	

<sup>1</sup> The "HIGHEST NUMBER PREVIOUSLY PAID FOR" (Total or Independent) is the highest of the "NUMBER AFTER AMENDMENT" in any prior amendment or the number of claims originally filed.

\* If the "HIGHEST NUMBER PREVIOUSLY PAID FOR" is less than 20, write "20" in this space.

\*\* If the "HIGHEST NUMBER PREVIOUSLY PAID FOR" is less than 3, write "3" in this space.

\*\*\* If the difference between the "NUMBER AFTER AMENDMENT" and the "HIGHEST NUMBER PREVIOUSLY PAID FOR" is less than "0", write "0".

A circular ink stamp from the Patent &amp; Trademark Office. The text "PATENT &amp; TRADEMARK OFFICE" is curved along the bottom inner edge. The date "FEB 22 2005" is stamped in the center. The letters "OIP E" are visible along the top inner edge.

JPW Rev. 1-7-05